



1653

PATENT

Attorney Docket No. 00537/149003 - 044B

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : EXAMINER: TELLER, ROY R.
CULLER, MICHAEL D. : ART UNIT: 1653

APPLICATION NO.: 09/761,605

FILED: January 16, 2001

FOR: METHODS OF INHIBITING FIBROSIS :
WITH A SOMATOSTATIN AGONIST :

Assistant Commissioner of Patents
Washington, D.C. 20231

I hereby certify under 37 CFR 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231.

Date of Deposit 26-03

Brian R. Morrill

Sir:

TRANSMITTAL LETTER AND FEE AUTHORIZATION

Transmitted herewith is a Fee Transmittal for FY 2003 (2 Copies) together with a separate Certificate of Mailing; a Petition for Extension of Time (2 Copies), a Reply under 37 C.F.R. §1.111, and the 2nd Supplemental Information Disclosure Statement each with a Certificate of Mailing printed thereon; and an acknowledgement postcard.

Applicant(s) hereby authorize the Assistant Commissioner to charge any fees that may be deemed to be due or to credit any overpayment to Deposit Account No. 50-0590. A duplicate copy of this letter is enclosed.

Respectfully submitted,
BIOMEASURE, INCORPORATED

Date: 26-03-03

Brian R. Morrill
Attorney for Applicant(s)
Reg. No. 42,908

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Certificate of mailing by first class mail (37 CFR 1.8)
Applicant(s): CULLER, MICHAEL D. et al.

Docket No.
00537/149003 - 044B

Serial No.
09/761,605

Filing Date
January 16, 2001

Examiner
TELLER, ROY R.

Group Art Unit
1653

Invention: METHODS OF INHIBITING FIBROSIS WITH A SOMATOSTATIN AGONIST

I hereby certify that this Fee Transmittal for FY 2003 (2 copies)

is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The Assistant Commissioner for Patents, Washington, D.C. 20231

on 20 Feb 03
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Brian R. Merrill
(Typed or Printed Name of Person Mailing Correspondence)



(Signature of Person Mailing Correspondence)

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Fee Transmittal for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1,110.00)

Complete if Known

| | |
|----------------------|--------------------------|
| Application Number | 09/761,605 |
| Filing Date | January 16, 2001 |
| First Named Inventor | MICHAEL D. CULLER et al. |
| Examiner Name | TELLER, ROY R. |
| Art Unit | 1653 |
| Attorney Docket No. | 00537-149003 / 44B |

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None
 Deposit Account:

Deposit Account Number
Deposit Account Name

50-0590

BIOMEASURE, INCORPORATED

The Commissioner is authorized to: (check all that apply)
 Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | Small Entity | Fee Code (\$) | Fee Code (\$) | Fee Description | Fee Paid |
|-------------------|--------------|---------------|---------------|------------------------|----------|
| 1001 750 | 2001 375 | | | Utility filing fee | |
| 1002 330 | 2002 165 | | | Design filing fee | |
| 1003 520 | 2003 260 | | | Plant filing fee | |
| 1004 750 | 2004 375 | | | Reissue filing fee | |
| 1005 160 | 2005 80 | | | Provisional filing fee | |
| SUBTOTAL (1) (\$) | | | | | |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims | Independent Claims | Multiple Dependent | Extra Claims | Fee from below | Fee Paid |
|--------------|--------------------|--------------------|--------------|----------------|----------|
| | | | -20** = | X | |
| | | | - 3** = | X | |
| | | | | | |

| Large Entity | Small Entity | Fee Code (\$) | Fee Code (\$) | Fee Description | Fee Paid |
|-------------------|--------------|---------------|---------------|--|----------|
| 1202 18 | 2202 9 | | | Claims in excess of 20 | |
| 1201 84 | 2201 42 | | | Independent claims in excess of 3 | |
| 1203 280 | 2203 140 | | | Multiple dependent claim, if not paid | |
| 1204 84 | 2204 42 | | | ** Reissue independent claims over original patent | |
| 1205 18 | 2205 9 | | | ** Reissue claims in excess of 20 and over original patent | |
| SUBTOTAL (2) (\$) | | | | | |

**or number previously paid, if greater. For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity

Small Entity

| Fee Code (\$) | Fee Code (\$) | Fee Description | Fee Paid |
|---------------|---------------|--|----------|
| 1051 130 | 2051 65 | Surcharge - late filing fee or oath | |
| 1052 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 130 | 1053 130 | Non-English specification | |
| 1812 2,520 | 1812 2,520 | For filing a request for ex parte reexamination | |
| 1804 920* | 1804 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 1,840* | 1805 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 110 | 2251 55 | Extension for reply within first month | |
| 1252 410 | 2252 205 | Extension for reply within second month | |
| 1253 930 | 2253 465 | Extension for reply within third month | 930.00 |
| 1254 1,450 | 2254 725 | Extension for reply within fourth month | |
| 1255 1,970 | 2255 985 | Extension for reply within fifth month | |
| 1401 320 | 2401 160 | Notice of Appeal | |
| 1402 320 | 2402 160 | Filing a brief in support of an appeal | |
| 1403 280 | 2403 140 | Request for oral hearing | |
| 1451 1,510 | 1451 1,510 | Petition to institute a public use proceeding | |
| 1452 110 | 2452 55 | Petition to revive - unavoidable | |
| 1453 1,300 | 2453 650 | Petition to revive - unintentional | |
| 1501 1,300 | 2501 650 | Utility issue fee (or reissue) | |
| 1502 470 | 2502 235 | Design issue fee | |
| 1503 630 | 2503 315 | Plant issue fee | |
| 1460 130 | 1460 130 | Petitions to the Commissioner | |
| 1807 50 | 1807 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 180 | 1806 180 | Submission of Information Disclosure Stmt | |
| 8021 40 | 8021 40 | Recording each patent assignment per property (times number of properties) | |
| 1809 750 | 2809 375 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 750 | 2810 375 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 750 | 2801 375 | Request for Continued Examination (RCE) | |
| 1802 900 | 1802 900 | Request for expedited examination of a design application | |

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 1,110.00)

SUBMITTED BY

(Complete if applicable)

| | | | | | |
|-------------------|------------------|-----------------------------------|--------|-----------|-------------|
| Name (Print/Type) | Brian R. Morrill | Registration No. (Attorney/Agent) | 42,908 | Telephone | 508/478-014 |
| Signature | | | | Date | 26-Feb-04 |

WARNING: Information on this form may become public. Credit card information shall not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is including gathering, preparing, and submitting the completed application form to the USPTO. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 r the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information O Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS / Commissioner for Patents, Washington, DC 20231.

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